

MINUTES OF THE CHARTER TOWNSHIP OF MUNDY  
REGULAR BOARD MEETING HELD ON JULY 13, 2009

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The Regular Meeting of the Charter Township of Mundy was called to order by SUPERVISOR D. Guigear at 10:00 am. CLERK T. Ketzler, TREASURER J. Oskey, TRUSTEES M. Frost, B. Harrison, B. Morey and D. Owens were present. Also present ATTORNEY F. Belzer, FIRE CHIEF T. Romans, POLICE MARSHAL J. Petres and FINANCE DIRECTOR K. Ruddy. The Pledge of Allegiance was led by Trustee M. Frost.

**APPROVAL AND CORRECTION OF MINUTES**

Action Taken - Motion by Treasurer Oskey, supported by Trustee Frost to approve the minutes of the June 18, 2009 special meeting as submitted.  
Motion Carried, Unanimously.

Action Taken - Motion by Treasurer Oskey, supported by Trustee Harrison to approve the minutes of the June 22, 2009 regular meeting as submitted.  
Motion Carried, Unanimously

**PUBLIC COMMENT**

Ms. Mary Sheridan, 6398 Laura Lane spoke in opposition of the \$.75 recycling fee which will be added to residents' taxes should the rewards for recycling program become permanent. Supervisor Guigear reminded Ms. Sheridan that only agenda items are to be commented on at this time and that there will be an opportunity to address non-agenda items later in the meeting.

Mr. Marty Johnson, Building Official, expressed his support for the parking lot repairs. He explained that the township must be compliant with Storm Water Pollution Prevention Initiative (SWPPI) requirements by 2014.

**ANNOUNCEMENTS**

Supervisor D. Guigear announced that the Planning Commission meeting will be held on August 12, 2009 at 7:00 pm and Zoning Board of Appeals meeting will be held on July 22, 2009 at 7:00 pm.

**COMMITTEE REPORTS**

FIRE DEPARTMENT – Chief Romans:

A. Hiring of Firefighters

Chief Romans requested that the board approve the hiring of four firefighters. He explained that two of the four candidates are already certified which is a cost savings to the township.

Action Taken - Motion by Clerk Ketzler, supported by Treasurer Oskey to approve hiring of Mike Hill, Wayne Newman, Nicholas Helman and Jim Rebeaud as firefighters.

Discussion

Trustee Frost noted that the Fire Committee did recommend the hiring of the requested individuals.

MOTION CARRIED, Unanimously.

B. Monthly Report

Chief Romans stated that the monthly report is as submitted. Questions and comments may be direct to Chief Romans after the meeting.

C. Fire Chief Replacement Vehicle

Chief Romans requested that the item be removed from the agenda as the Fire Committee has requested further investigation.

POLICE DEPARTMENT – Marshal Petras:

A. Patrol Car Purchase

Marshal Petras requested that the second patrol vehicle a 2010 Crown Victoria be purchased from Jorgenson Ford in Oakland County. The purchase is a budgeted item and it is standard to purchase two vehicles per year for replacement of vehicles due to mileage.

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Action Taken - Motion by Treasurer Oskey, supported Trustee Owens to purchase a 2010 Crown Victoria from Jorgenson Ford for \$22,151.00.

Discussion

Supervisor Guigear noted that the item was budgeted for. Treasurer Oskey stated that the Police Committee did approve of the purchase. He questioned which vehicles would be removed from service and which would remain. Marshal Petras explained that two vehicles with over 100,000 miles would be removed from service.

Trustee Morey questioned if the purchase could be made from a dealership located in Genesee County. Marshal Petras explained although he has not recently investigated, in the past local dealerships have been unable to meet government bid prices. He noted that the cost savings is substantial.

Trustee Frost questioned what the new vehicle equipment cost would be. Marshal Petras stated that he is unaware of the dollar amount at this time; however, the cost has been included in the budget.

Clerk Ketzler questioned why the vehicle is smaller in size than the Expedition. Marshal Petras noted that there is a cost savings and the SUV is not pursuit rated. Further discussion regarding the type of vehicles in the police fleet continued.  
MOTION CARRIED, Unanimously.

Trustee Frost questioned the number of hours required for part-time officer certification. Marshal J. Petras stated that there is a proposal requiring 500 hours. However, due to opposition legislation reducing the number to 120 hours is pending.

**ATTORNEY**

A. Tax Reverted Property – 9150 Circle Lake Drive

Mr. Belzer explained that a title search of the property was completed. Due to deed restrictions the property would not be suitable for township purposes. He recommended that the township not pursue the purchase the property.

Action Taken - Motion by Treasurer Oskey, supported Trustee Owens to have the treasurer send correspondence to the county treasurer informing him that the township does not wish to purchase the property.

Discussion

Clerk Ketzler explained that it is likely that the land bank is legally allowed to sell the property for a profit, whereas the township cannot. Mr. Belzer noted that the profit will benefit the City of Flint.

MOTION CARRIED, Unanimously.

Mr. Belzer explained that he has spoken with Mr. Mike Pysby from the Department of Environmental Quality (DEQ) with regard to a church that is under construction on Hill Road west of Linden Road. Mr. Belzer continued that Mr. Pysby explained that the proposal for the extension of a water line from the residential property to the south will not be approved by the DEQ. It is the position of the DEQ that a water line extension along Hill Road to the property is necessary in order for fire suppression and fire safety. He discussed with Mr. Pysby that the township does not currently have a plan to extend a water line to the area. Clerk Ketzler noted that there is an approved residential development on Hill Road and it was assumed that the extension to the church from the residential property was temporary. Chief Romans stated that other options were explored and the connection from the residential property was decided upon. Mr. Belzer commented that the extension of the water line is a planning issue. Clerk Ketzler noted that planning commission approval always stipulates the approval from federal, state and local entities is required. Supervisor Guigear commented that there have been several issues with regard to the construction of the church.

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**SUPERVISOR - D. Guigear**

Supervisor Guigear stated that a copy of correspondence from Michigan Townships Association (MTA) with regard to legislative affairs has been distributed to board members.

**A. Water & Waste Study**

Supervisor Guigear explained that he and Clerk Ketzler attended a meeting with regard to the water line from Lake Huron. Multiple counties are involved with the project. A copy of the outline has been distributed. Supervisor Guigear listed reasons to construct the water line. He noted that the item will be discussed as an agenda item at the Wednesday meeting at water and waste. Clerk Ketzler explained that the costs are slated to decrease in 2035. She noted that the water line appears to terminate in Genesee County and that Detroit has petitioned to stop the construction. Supervisor Guigear commented that it would be ideal if everyone could work together.

**B. Resolution / Hurley**

Supervisor Guigear stated that a memo from Dennis Bow, City Manager of Flushing along with a possible resolution with regard to the August election has been distributed. Clerk Ketzler explained that the Attorney General will not make an opinion on the issue because the county has already spent money toward the election. Discussion regarding joining the City of Flushing in Circuit Court action to recoup fees incurred as a result of this election continued.

Action Taken - Motion by Clerk Ketzler, supported Treasurer Oskey to forward correspondence to Hurley Medical Center expressing the townships position on the election.

Action Taken - Motion amended by Clerk Ketzler, supported Treasurer Oskey to allow the Clerk to draft correspondence to Hurley Medical Center for review at the next meeting.

**MOTION CARRIED, Unanimously.**

**C. Tree Removal**

Supervisor Guigear stated that he has requested a bid for the removal of two Ash trees one along Mundy Avenue and one located at the path that was constructed by the Boy Scout. He feels that the trees are a liability concern and should be removed. He will bring the issue back to the board at the next meeting.

**D. Municode Cost**

Supervisor Guigear stated that the cost to move forward with the codification is \$5,895.00. The costs which were not budgeted for are higher than anticipated. This process began prior to his term. Trustee Harrison commented that the fee must be paid in order to proceed.

Action Taken - Motion by Treasurer Oskey, supported by Trustee B. Harrison to approve the Municode codification cost.

Discussion

Trustee Harrison suggested that the costs be investigated. Clerk Ketzler commented that she is currently investigating alternatives to the current system that is being used for the minutes.

**MOTION CARRIED, Unanimously.**

Supervisor Guigear stated that both the building and assessing departments have submitted reviews. He summarized the reviews.

**CLERK – T. Ketzler**

**A. Parking Lot Bids**

Ms. Debbie Honea of Ted Hu Associates was present. Ms. Honea stated that she has spoken with the three lowest bidders for the project. She stated that all of the contractors as well as the subcontractors are local and she is confident that any of the

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three will be suitable for the job. She recommended a ten (10%) percent contingency for unforeseen issues.

Trustee Frost questioned what the addition for the west parking lot will cost and if there would be cost savings if it is eliminated. Ms. Honea stated that eliminating the parking lot had not been investigated as an alternative. Extensive discussion regarding SWPPI compliance, safety, meeting township ordinance requirements, cost savings, past procedures, recommendations from the planner and liability ensued.

Trustee Morey stated that he feels that it is necessary to move forward with repairs to each of the township owned facilities in stages. He questioned what the cost is for specific items such as black top, lighting, etc. Supervisor Guigear noted that the plan has been in process since July of 2008.

Action Taken - Motion by Supervisor Guigear, supported by Trustee Owens to approve the bid submitted by Case Construction including alternates one and two to avoid further delay.

D.G./aye; T.K./aye; J.O./aye; B.H./aye; D.O./aye; M.F./nay and B.M./nay  
MOTION CARRIED, 5 aye; 2 nay.

Trustee Harrison explained that her decision to vote for the improvements was done with a heavy heart. She stated that a lawsuit could cause much harm to the township. Supervisor explained that he will be working with the contractor to reduce costs.

B. File Cabinets

Clerk Ketzler stated that original approval was for the purchase of four file cabinets for approximately \$1,200.00 each. We were able to purchase six cabinets for \$895.00 each which is much less than the anticipated cost.

C. MTA Principles of Governance

Clerk Ketzler stated that the MTA would like all townships to sign this document.

Action Taken - Motion by Clerk Ketzler, supported by Treasurer Oskey to approve the Principles of Governance as submitted.

Discussion

Trustee Frost stated that he feels that the adoption is a good idea. Supervisor Guigear commented that he will vote for approval because it is the right thing to do not due to alleged misconduct. Discussion regarding difference of opinions continued.  
MOTION CARRIED, Unanimously.

D. Auction Inventory

Clerk Ketzler stated that a list of inventory items has been provided.

Action Taken - Motion by Treasurer Oskey, supported by Trustee Owens to approve the sale of inventory items.

Discussion

Clerk Ketzler explained that the items will be sold on a web site known as Bid Corp. Marshal Petras has experience with sale of items on this site and he will be taking care of the sale.

MOTION CARRIED, Unanimously.

Clerk Ketzler explained that \$562.00 for Michigan Township Associates dues is payable at this time. She noted that the educational benefits and interaction with other township officials is valuable.

Clerk Ketzler stated that her office will be hiring a company from Frankenmuth to shred documents.

Clerk Ketzler noted that the planning commission is reviewing the master plan. She encouraged participation by the board members.

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**TREASURER – J. Oskey**

Treasurer Oskey stated that he will be working on investing and an investment strategy within the next few weeks.

**OLD BUSINESS**

**A. Lease Agreement**

Supervisor Guigear stated that he has distributed a lease agreement for use of the board room and election room by residents for the following meetings: Boy Scout or Girl Scout meetings, township non-profit organizations to include homeowner associations and senior centers representing Mundy Township. Trustee Harrison asked for clarity on the deposit deadlines, cancellation deadlines and fees. Supervisor Guigear suggested that Mr. Belzer draft an agreement. Discussion regarding lease rates, who will be allowed to lease the facilities, what functions will be allowed and should the board room be leased continued.

**B. Michael & Bertolozzi Drive Property**

Supervisor Guigear announced that the buildings located on Michael Drive and Bertolozzi Drive have been razed and no further action is necessary.

**BOARD MEMBERS CONCERNS**

Supervisor Guigear stated that the Flint Journal is currently being delivered to residences within the township without a subscription. He explained that this is creating blight and he has contacted the Journal with regard to installing hooks on mail boxes.

Action Taken - Motion by Supervisor Guigear, supported by Clerk Ketzler to have Mr. Belzer send correspondence to the Flint Journal requesting that this practice be stopped.

**MOTION CARRIED, Unanimously.**

Trustee Morey inquired if the board meeting packets could be made available on Thursday for the meetings that are held on during the day on Monday. Supervisor Guigear stated that all documents should be submitted by 12 noon on the Thursday before a Monday morning meeting.

**PUBLIC COMMENT**

Ms. Mary Sheridan, 6398 Laura Lane stated that residents are currently paying for recycling and she is against an increase in fees.

Mr. Fred Hensler, 8385 Linden Road voiced his support of the board's position with regard to the Hurley millage. He stated that he does not feel that the democratic process is being followed.

Mr. Gary McNally, 4427 Grand Lin Street stated that he is not in favor of leasing the township facilities for parties such as weddings or showers. He feels that meetings should be allowed.

Mr. John Junga, 5004 Murray Street explained that he does not feel that township residents should be required to pay fees to lease township owned property because tax dollars pay for maintenance of the facilities. He explained that there are many weeds in the township.

**ACCOUNTS PAYABLE**

Action Taken - Motion by Treasurer Oskey, supported by Trustee D. Owens to approve to pay all of the following invoices: General Fund checks #54361 through #54425 totaling \$149,839.36. Payroll DD #2911 through #2956; Payroll checks #15536 through #15545 and EFT #268 through 269 totaling \$70,809.45; with no Sewer checks being issued for a grand total of 220,648.81. Checks dated prior to July 13, 2009 shall be post audited per Resolution 08-12.

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Discussion

Trustee Morey questioned what happened to check 15535 and EFT 267. Treasurer Oskey stated that he would investigate the issue.  
MOTION CARRIED, Unanimously.

Action Taken - Motion by Treasurer Oskey, supported by Trustee D. Owens to adjourn at 11:46 am.  
MOTION CARRIED, Unanimously.

Respectfully Submitted,

7-29-2009  
Dated   
TK/aeb Tonya Ketzler, Clerk

Approved:

7-29-09  
Dated   
DG/aeb David Guigear, Supervisor

These minutes were prepared by Amanda EW Bastuk, for Mundy Township

29 July 2009  
Dated Amanda EW Bastuk  
Amanda EW Bastuk, Recording Secretary